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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/989933
	Filing Date	November 21, 2001
	First Named Inventor	Xuemai Cao
	Art Unit	1648
	Examiner Name	Zachariah Lucas
Total Number of Pages in This Submission	Attorney Docket Number	PC11050A

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Signature	<i>Timothy J. Gumbelton</i>	
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Date	July 11, 2006	Reg. No. 54143

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Signature	<i>Debra J. Marquette</i>	
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Cao, Xuemei., et al.  
Serial No: 09/989,933  
Filed: November 21, 2001  
For: Attenuated Forms of Bovine Viral Diarrhea Virus  
Examiner: Lucas, Zachariah  
Art Unit: 1648  
Docket: PC11050A  
Dated: July 11, 2006  
Confirmation No.: 1576

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**RESPONSE UNDER 37 CFR §1.111 AND §1.143**

Sir:

This Response is being submitted in response to an Office Action dated April 11, 2006 (the "Office Action"), which set forth a requirement for restriction. Applicants provisionally elect, with traverse, Group I, Claims 30-41, 46, 47, 54, 55, 60-68, 73, and 74, drawn to an attenuated bovine viral diarrhea virus (BVDV) and nucleic acids encoding such, classified in class 435, subclass 235.1.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.